

Senate File 265 - Enrolled

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1 1 SENATE FILE 265
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1 3 AN ACT
1 4 RELATING TO ASBESTOS REMOVAL AND ENCAPSULATION REGULATIONS AS
1 5 ENFORCED BY THE LABOR COMMISSIONER.
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1 7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:
1 8
1 9 Section 1. Section 88B.1, subsection 1, Code 2007, is
1 10 amended to read as follows:
1 11 1. "Asbestos project" means an activity involving the
1 12 removal or encapsulation of asbestos and affecting a building
1 13 or structure. "Asbestos project" includes the preparation of
1 14 the project site and all activities through the transportation
1 15 of the asbestos-containing materials off the premises.
1 16 "Asbestos project" includes the removal or encapsulation of
1 17 building materials containing asbestos from the site of a
1 18 building or structure renovation, demolition, or collapse.
1 19 Sec. 2. Section 88B.11, Code 2007, is amended to read as
1 20 follows:
1 21 88B.11 BIDS FOR GOVERNMENTAL PROJECTS.
1 22 A state agency or political subdivision shall not accept a
1 23 bid in connection with any asbestos project from a business
1 24 entity that does not hold a permit from the division at the
1 25 time the bid is submitted, unless the business entity provides
1 26 the state agency or political subdivision with written proof
1 27 that ensures that the business entity has contracted to have
1 28 the asbestos removal or encapsulation performed by a licensed
1 29 asbestos contractor.
1 30 Sec. 3. NEW SECTION. 88B.2 JURISDICTION OF OTHER
1 31 AGENCIES.
1 32 This chapter shall not be construed to prevent the
1 33 department of natural resources from implementing and
1 34 enforcing the federal national emission standard for asbestos
1 35 under 40 C.F.R. pt. 61, subpt. M, and other relevant
2 1 provisions of environmental law.
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2 5 _____
2 6 JOHN P. KIBBIE
2 7 President of the Senate
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2 9 _____
2 10 PATRICK J. MURPHY
2 11 Speaker of the House
2 12
2 13 I hereby certify that this bill originated in the Senate and
2 14 is known as Senate File 265, Eighty-second General Assembly.
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2 17 _____
2 18 MICHAEL E. MARSHALL
2 19 Secretary of the Senate
2 20 Approved _____, 2007
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2 23 _____
2 24 CHESTER J. CULVER
2 25 Governor